

OFFICE ACTION RESPONSE

Application/ Control Number: 10/506,800

**Mr. John A. Ricci.
Primary Examiner
Art Unit 3711
United States Patent and Trademark Office.**

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Best Regards,

Flavio Marin Hdez.

Flavio Valerio Marin Hernandez

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The undersigned, Flavio Valerio Marin Hernandez, citizen of México, having an address at Cerrada 8, No 2241-27, Residencial Patria, Zapopan Jalisco, 45150, Mexico.

Declarations

I have received an Office Action containing the following observations about my application patent number 10/506,800:

“Claim 5 is objected to under 37 CFR 1.75(c) as being in improper form because a multiple dependent claim must refer to earlier claims in the alternative only. See MPEP 608.01(n). Accordingly, the claim has not been further treated on the merits.”

“Claims 3 & 4 are rejected as failing to define the invention in the manner required by 35 U. S. C. 112, second paragraph.

The claim(s) are narrative in form and replete with indefinite and functional or operational language. The structure which goes to make up the device must be clearly and positively specified. The structure must be organized and correlated in such a manner as to present a complete operative device. The claim(s) must be in one sentence form only. Note the format of the claims in the patent(s) cited”.

In response, I'm sending corrections regarding the Claim Chapter.

1. I eliminate Claim Number 4 and 5 and adapted the ideas into claim number 3.
2. I present Claim Number 3 in an organized and correlated way to present a complete operative device. Highlighting an important feature of the invention: The transparent adhesive tape, this tape not just joins the elements together to form the toy but helps to obtain and maintain different shapes as shown in the figures, it has the characteristics of being flexible and resistant.

It is important to mention that the patent number 2,669,062 Baggott, is not an obstacle to obtain my patent, my invention has important differences from Baggott's patent, for example the different forms that the balloon can obtain thanks to the flexible and resistant adhesive tape.

In consequence I'm sending a new Claim chapter with appropriate modifications for analysis.

Best Regards,

Flavio Marin Hdez.

Flavio Valerio Marin Hernandez